



**Sterne Kessler  
Goldstein Fox**  
ATTORNEYS AT LAW

Robert Greene Sterne  
Jordan A. Goldstein  
David K.S. Connolly  
Robert W. Edmund  
Tary-Gene C. Durkin  
Michelle A. Cambria  
Michael R. Ray  
Robert F. Sokoloff  
Eric F. Shells  
Michael Q. Lee  
John M. Covert  
Robert C. Millington  
Donald J. Fourtostone  
Timothy J. Shea, Jr.  
Michael V. Messenger  
Justin L. Kim  
Mark Fox Evans  
Jeffrey I. Henley  
Edna L. Ellison  
David B. Bonowit  
Peter A. Jackman  
Brian J. Del Buono

Elizabeth J. Haagen  
Michael D. Spedth  
Kevin W. McCabe  
Glenn J. Perry  
Theodore A. Wood  
Gabry L. Longworth  
Edward W. Ho  
Grant E. Reed  
Betsy L. Mueller  
Joe E. Wright  
Lukenne M. DeSantis  
Helen C. Carlson  
Cynthia M. Bruchez  
Timothy A. Doyle  
Lon A. Gordon  
Sharon A. Carroll  
Anbar F. Khal  
Michelle E. Halaszek  
Marsha A. Repe  
Scott A. Schaller  
Lei Zhou  
W. Blake Goldkatz

James J. Pohl  
John T. Hagan  
Mark W. Bygel  
Michael R. Glazik  
Carla J. Kim Kim  
Dorothy A. Silver  
Tina Winkler Jenks  
Paul A. Calvo  
C. Matthew Kester  
Randall K. Baldwin  
Lori M. Brancos  
Deborah A. Sterling  
Jenny M. Bass  
Stephanie L. Elmer  
Jeffrey K. Mills  
Mia Andrienne  
Scott M. Woodhouse  
Peter A. Socness  
Christian A. Camarce  
Richard D. Colie  
Patrick P. Hansen  
Ross G. Hicks

Kesha Hyton Rodic  
Bernie Nannings Combs  
Alysa C. Sandowicz  
Jonathan M. Sheng  
John P. Veenabach  
Cherishia Luo  
Salvatore M. Sero  
Bruce B. Vance  
Justin T. Shee  
Gillian C. DiNapoli  
Christopher B. Feigric  
Jeffrey K. Fougere  
William F. Judd  
Registered Patent Agents  
Karen R. Markowicz  
Caroline L. Letting  
Steven C. Oppenheimer  
Aron S. Lukas

Jonathan Tuminaro  
Gaurav Ashraf  
Yasser Moutada  
Cynthia L. DeLorenzo  
Omar F. Aoun  
R. Wilson Powers III  
Em C. Wong  
Joseph L. Mutschelknaus  
Karin Nandorath  
Aaron S. Ward  
Ol' Counsel  
Edward J. Lesler  
Kerem C. Bars II  
Christopher P. Winst  
David C. Isaacson  
Jason D. Eisenberg  
\*Admitted only in Maryland  
\*Admitted only in Virginia  
\*Practice limited to  
Federal Agencies

October 1, 2009

WRITER'S DIRECT NUMBER:  
(202) 772-8822  
INTERNET ADDRESS:  
SCARROLL@SKGF.COM

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**Art Unit 1638**

Re: U.S. Utility Patent Application  
Appl. No. 10/520,033; § 371 Date: December 30, 2004  
For: **Transcription Factor Gene Induced by Water Deficit Conditions And  
Absciscic Acid From Helianthus Annuus, Promoter And Transgenic  
Plants**  
Inventors: CHAN *et al.*  
Our Ref: 2510.0040000/JAG/SAC

Dear Sir:

Transmitted herewith for appropriate action is the following document:

1. Reply Under 37 C.F.R. § 1.116, with Exhibit 1;  
Exhibit 1: Palena *et al.*, *Biochem J.* 341:81-87 (1999).

***The above-listed document is being filed electronically through EFS-Web***

In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

*Shannon A. Carroll*

Shannon A. Carroll, Ph.D.  
Attorney for Applicants  
Registration No. 58,240

SAC/rjv  
Enclosures

1035706\_1.DOC